

REMARKS

I. Status of the Claims

Claims 1-87 are pending in this application.

Claims 1-84 and 87 are rejected under 35 U.S.C. 103(a) as being unpatentable over Nadooshan (U.S. Patent No. 6,161,182) in view of Kumar (U.S. Patent Application Publication No. 2005/0111457) and Chu (U.S. Patent No. 6,006,331).

Claims 85 and 86 are rejected under 35 U.S.C. 103(a) as being unpatentable over Nadooshan in view of Kumar.

Claims 1, 22, 43, 64, 85, and 87 are independent.

II. Rejection of Independent Claims 1, 22, 43, 64, 85, and 87

The Office Action rejects independent claims 1, 22, 43, 64, and 87 under 35 U.S.C. 103(a) as being unpatentable over Nadooshan, Kumar, and Chu, and rejects independent claim 85 under 35 U.S.C. 103(a) as being unpatentable over Nadooshan in view of Kumar.

However, Applicants respectfully submit that, pursuant to 35 U.S.C. 103(c), Kumar is not available for use in precluding the patentability of these claims. Applicants note, for instance, that the subject matter of Kumar, which corresponds to U.S. Application Serial No. 10/722,111 ("the Kumar application"), and the claimed invention were, at the time the claimed invention was made, owned by the same entity or subject to an obligation of assignment to the same entity -- namely Nokia Corporation. The assignment of the Kumar application to Nokia Corporation was recorded with the United States Patent and Trademark Office on March 22, 2004 at Reel 015125 and Frame 0353. The assignment of the instant application to Nokia

Corporation was recorded with the United States Patent and Trademark Office on September 3, 2004 at Reel 015757 and Frame 0759.

In view of at least the foregoing, Applicants respectfully request that the rejection of claims 1, 22, 43, 64, 85, and 87, and those claims that depend therefrom, be withdrawn.

III. Dependent Claim Rejections

Applicants do not believe it is necessary at this time to further address the rejections of the dependent claims as Applicants believe that the foregoing places the independent claims in condition for allowance. Applicants, however, reserve the right to further address those rejections in the future should such a response be deemed necessary and appropriate.

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IV. Conclusion

Applicants respectfully submit that this Application is in condition for allowance for which action is earnestly solicited.

If a telephone conference would facilitate prosecution of this Application in any way, the Examiner is invited to contact the undersigned at the number provided.

V. Authorization

The Commissioner is hereby authorized to charge any fees which may be required for this response, or credit any overpayment to Deposit Account No. 13-4500, Order No. 4208-4182.

Furthermore, in the event that a further extension of time is required, the Commissioner is requested to grant a petition for that extension of time which is required to make this response timely and is hereby authorized to charge any fee for such an extension of time or credit any overpayment for an extension of time to the above-noted Deposit Account and Order No.

Respectfully submitted,

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